

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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ELIJAH SCHIMKEWITSCH,

Plaintiff,

19-cv-5199 (SJF)(AYS)

-against-

NOTICE OF MOTION

NEW YORK INSTITUTE OF TECHNOLOGY,


Defendant.
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PLEASE TAKE NOTICE that upon Defendant New York Institute of Technology's ("NYIT") Memorandum of Law in Support of its Motion to Dismiss the Complaint, the Affirmation of Douglas P. Catalano, Esq., and the exhibit attached thereto, NYIT will move this Court, before the Honorable Sandra J. Feuerstein, at 100 Federal Plaza, Central Islip, New York 11722, on a date and time to be designated by the Court, for an order dismissing Plaintiff's Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure and granting such other and further relief as the Court may deem just and proper.

Dated: November 13, 2019
New York, New York

Respectfully submitted,

CLIFTON BUDD & DeMARIA, LLP
*Attorneys for Defendant New York Institute
of Technology*

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